



**STATE LEGISLATION COMMITTEE**

**Wednesday, February 17, 2021**

**11:00am – 1:00pm**

**Join online [HERE](#)**

**Meeting ID: 146 392 5862 / Meeting Password: DPdXNARs263**

**Join by Phone at 415-655-0001**

*(Public Comment Instructions available on page 5)*

**MEMBERS:**

Mayor's Office (Chair) -- Edward McCaffrey  
Supervisor Dean Preston -- Jen Snyder  
Supervisor Connie Chan -- Ian Fregosi  
Assessor's Office -- Holly Lung  
City Attorney's Office -- Mary Jane Winslow  
Controller's Office -- Dan Kaplan  
Treasurer's Office -- Eric Manke

**AGENDA**

**I. ROLL CALL**

**II. APPROVAL OF MEETING MINUTES (Action Item).** Discussion and possible action to approve the minutes from the meeting of January 27, 2021.

**III. STATE LOBBYIST OVERVIEW AND UPDATE (Discussion Item).** The City's state lobbyist will present to the Committee an update on State legislative matters.

**IV. PROPOSED LEGISLATION (Discussion and Action).** Discussion and possible action item: the Committee will review and discuss state legislation affecting the City and County of San Francisco. Items are listed by Department, then by bill number.

## **New Business**

### **Department of Children, Youth and Their Families**

Presenter: Aliya Chisti

1. AB 288 (Bonta) California Ban on Scholarship Displacement Act of 2021.

*Recommended Position: Support*

This bill will prohibit displacement of student aid awards due to receipt of private scholarships for students who are eligible for the Pell Grant at institutions of higher education throughout California.

### **Department on the Status of Women**

Presenter: Elizabeth Newman

2. AB 123 (Gonzalez) Paid family leave: weekly benefit amount.

*Recommended Position: Support*

This bill would allow more Californians access to paid family leave by increasing the weekly benefit amount to 90 percent of an individual's wages up to the maximum weekly benefit amount. The vast majority of workers in California contribute to the Paid Family Leave (PFL) program through payroll deductions, however, studies have shown that many low-wage workers are unable to utilize the benefit because the amount is not enough to cover their financial needs.

### **Department of Public Health**

Presenter: Max Gara

3. Proposed Legislation (Chiu): Substance Use Disorder Workforce Expansion

*Recommended Position: Support*

This proposed legislation from Assemblymember David Chiu aims to expand and diversify the substance use disorder (SUD) workforce by requiring the development of a statewide substance use disorder workforce needs assessment report and increasing educational and training supports for those pursuing careers in SUD-related fields.

## **V. GENERAL PUBLIC COMMENT**

Members of the public may address the Committee on items of interest that are within the Committee's subject matter jurisdiction and that do not appear on the agenda.

## **VI. ADJOURNMENT**

### **Disability Access**

Room 201 of City Hall is located at 1 Dr. Carlton B. Goodlett Place and is wheelchair accessible. The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible Muni lines serving this location are: #47 Van Ness, and the #71 Haight/Noriega and the F Line to Market and Van Ness, as well as Muni Metro stations at Van Ness and Civic Center. For more information about Muni accessible services, call 923-6142. There is accessible parking at the Civic Center Plaza garage.

### **Know Your Rights Under the Sunshine Ordinance**

The government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact the Donna Hall at Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102, by phone at 415-554-7724, by fax at 415-554-7854, or email the Sunshine Ordinance Taskforce Administrator at [sotf@sfgov.org](mailto:sotf@sfgov.org). Citizens may obtain a free copy of the Sunshine Ordinance by contacting the Task Force, or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at [www.sfgov.org/sunshine.htm](http://www.sfgov.org/sunshine.htm).

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance (San Francisco Campaign and Governmental Conduct Code Sec. 2.100 –2.160) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone 415-581-2300, fax 415-581-2317, Internet website: [www.sfgov.org/ethics](http://www.sfgov.org/ethics).

### **Cell Phones and Pagers**

The ringing and use of cell phones, pagers, and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

### **Public Comment**

Public Comment will be taken on each item on the agenda before or during consideration of that item.

### **Document Review**

Documents that may have been provided to members of the State Legislation Committee in connection with the items on the agenda include proposed state legislation, consultant reports, correspondence and reports from City departments, and public correspondence. These may be inspected by contacting Edward McCaffrey, Manager, State and Federal Affairs, Mayor's Office at: (415) 554-6588.

### **Health Considerations**

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical-based products. Please help the City accommodate these individuals.

## **February 17 2021, State Legislation Committee**

### **View the meeting:**

<https://ccsf.webex.com/ccsf/onstage/g.php?MTID=e497b15d021824f8dd9dcca572e270a>

NOTE: Depending on your broadband/WIFI connection, there may be a 30-second to 2-minute delay when viewing the meeting live.

**PUBLIC COMMENT CALL-IN:** 415-655-0001 Access code: 146 392 5862

After entering the access code, press # twice to listen to the meeting *(There is no delay when listening to the meeting using this number.)*

### **Information Regarding Providing Public Comment**

- Each individual may comment 1 time per agenda item.
- Each individual may speak for up to 2 minutes; after which time the line is automatically silenced.
- To make public comment on a specific agenda item, dial in using the information above when the item is called.
- Dial \*3 to be added to the public comment queue for this item.
- When it is your time to speak, you will hear “Your line has been unmuted.”
- Ensure you are in a quiet location.
- Before you speak, mute the sound of any equipment around you including televisions, radios, and computers. It is especially important that you **mute your computer** so there is no echo sound when you speak.
- When the Commission Secretary states, “Next Caller,” you are encouraged to state your name clearly. As soon as you speak, your 2 minute allotment will begin.
- After you speak, you will go back to listening mode. You may stay on the line to provide public comment on another item.



**STATE LEGISLATION COMMITTEE  
DRAFT MINUTES**

**Wednesday, January 27, 2021**

**11:00am – 1:00pm**

**Join online at [HERE](#)**

**Meeting ID: 146 505 7337 / Meeting Password: 3kxRChbBM83**

**Join by Phone at 415-655-0001**

*(Public Comment Instructions available on page 5)*

**MEMBERS:**

Mayor's Office (Chair) -- Edward McCaffrey  
Supervisor Dean Preson -- Jen Snyder  
Supervisor Connie Chan -- Ian Fregosi  
Assessor's Office -- Holly Lung  
City Attorney's Office -- Mary Jane Winslow  
Controller's Office -- Dan Kaplan  
Treasurer's Office -- Eric Manke

*Meeting commenced at 11:02am*

**AGENDA**

**I. ROLL CALL**

**Present:** Edward McCaffrey, Jen Snyder, Ian Fregosi, Holly Lung, Dan Kaplan, and Eric Manke

**Absent:** Mary Jane Winslow

**II. APPROVAL OF MEETING MINUTES (Action Item).** Discussion and possible action to approve the minutes from the meeting of August 19, 2020.

No public comment.

Motion to approve: Eric Manke

Seconded by: Holly Lung

Approved: 6-0

**III. STATE LOBBYIST OVERVIEW AND UPDATE (Discussion Item).** The City's state lobbyist will present to the Committee an update on State legislative matters.

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affecting the City and County of San Francisco. Items are listed by Department, then by bill number.

### **New Business**

#### **Department of Public Health**

Presenter: Max Gara

1. SB 110 (Wiener): Substance use disorder services: contingency management services

*Recommended Position: Sponsor*

This bill seeks to address the increase in methamphetamine use and overdose deaths by expanding substance use disorder treatment options covered under Medi-Cal by requiring Medi-Cal to pay for contingency management.

No public comment.

Motion to Sponsor: Not recorded.

Seconded by: Not recorded.

Approved: 6-0

#### **Office of the Treasurer & Tax Collector**

Presenter: Eric Manke

2. SB 219 (McGuire) Property taxation: delinquent penalties and costs: cancellation: public health orders.

*Recommended Position: Support*

This bill provides county tax collectors the ability to cancel property tax-related late payment penalties or other charges for those taxpayers who have experienced financial hardship due to a shelter-in-place order. Providing statutory authority for our current circumstances, as well as any future public health emergency, is critical to provide consistent application of penalty waivers across the state and to provide taxpayers with appropriate relief.

No public comment.

Motion to Support: Edward McCaffrey

Seconded by: Jen Snyder

Approved: 6-0

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Members of the public may address the Committee on items of interest that are within the Committee's subject matter jurisdiction and that do not appear on the agenda.

No public comment.

### **VI. ADJOURNMENT**

*Meeting concluded at 11:48am.*

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Date Submitted	January 29, 2021
Submitting Department	Department of Children Youth and Their Families
Contact Name	Aliya Chisti
Contact Email	<a href="mailto:Aliya.chisti@dcyf.org">Aliya.chisti@dcyf.org</a>
Contact Phone	415-216-7303
Reviewed and approved by Department Head?	X YES <input type="checkbox"/> NO
Reviewed and approved by Commission?	<input type="checkbox"/> YES <input type="checkbox"/> NO X N/A

**AB 288**  
**Asm. Bonta, District 18, Democrat**  
**California Ban on Scholarship Displacement Act of 2021**

**Recommended Position**

- SPONSOR  SUPPORT  
 SUPPORT if amended  OPPOSE  
 OTHER & Describe

**Summary**

AB 288 will prohibit displacement of student aid awards due to receipt of private scholarships for students who are eligible for the Pell Grant at institutions of higher education throughout California.

**Background/Analysis**

Institutions usually have some latitude regarding exactly how they respond to the presence of outside scholarships to students and this latitude can lead to institutions adjusting need-based packages due to outside scholarships. This legislation will support in ensuring that students have a greater share in the total cost of attendance in their financial aid packages. This act is intended to ensure that private scholarships supplement, and do not supplant, grants, scholarships, tuition waivers, and fellowship stipends provided by institutions of higher education to California students who have financial need.

**Challenge**

The bill will impact public and private institutions throughout California. It will prohibit reducing financial aid beneath the

total cost of attendance for Pell Grant students that receive external private scholarships and this will help address total cost of attendance for low-income students. This legislation has the potential to specifically impact City College of San Francisco, San Francisco State University, University of San Francisco, and other higher education institutions in San Francisco.

**Solution/Recommended Proposal**

We recommend supporting this bill to support low-income and address issues around college affordability that students face. Restricting scholarship displacement is an essential part of any equity-focused college affordability equation, particularly during the COVID-19 pandemic. Prohibition on displacement among higher education institutions would allow private scholarships to be used to cover the real cost of college, once additional expenses (such as food, housing, transportation, textbooks, etc) are reasonably calculated.

**Departments Impacted & Why**

N/A

**Fiscal Impact**

The legislation will be referred to Fiscal Committee.

### **Support / Opposition**

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There are no entities listed in the legislation, but in the fact sheet below are supporters:

Northern California College Promise Coalition (Sponsor) (SF is also a part of NCCPC through DCYF)

Oakland Promise

Richmond Promise

Stockton Scholars

San Jose Promise

Students Rising Above

10000 Degrees

Scholarship America

Silicon Valley Education Foundation

Oakland NAACP

The Institute for College Access & Success (TICAS)

Southern California College Access Network (SoCalCAN)

Bay Area College Success Network

Date Submitted	February 8, 2021
Submitting Department	Department on the Status of Women
Contact Name	Elizabeth Newman
Contact Email	<a href="mailto:Elizabeth.newman@sfgov.org">Elizabeth.newman@sfgov.org</a>
Contact Phone	
Reviewed and approved by Department Head?	X YES <input type="checkbox"/> NO
Reviewed and approved by Commission?	<input type="checkbox"/> YES    X NO <input type="checkbox"/> N/A

**AB 123**  
**Asm. Gonzalez, District 80, Democrat,**  
**Paid family leave: weekly benefit amount.**

**Recommended Position**

- |   |   |
|---|---|
| <input type="checkbox"/> SPONSOR            | <input checked="" type="checkbox"/> SUPPORT |
| <input type="checkbox"/> SUPPORT if amended | <input type="checkbox"/> OPPOSE             |
| <input type="checkbox"/> OTHER & Describe   |   |

**Summary**

Assembly Bill 123 would allow more Californians access to paid family leave by increasing the weekly benefit amount to 90 percent of an individual’s wages up to the maximum weekly benefit amount. The vast majority of workers in California contribute to the Paid Family Leave (PFL) program through payroll deductions, however, studies have shown that many low-wage workers are unable to utilize the benefit because the amount is not enough to cover their financial needs.

**Background/Analysis**

California’s Paid Family Leave (PFL) program was implemented in 2004. Since then, research has shown that the program has increased the share of parents taking time off to bond with a new child, in particular mothers without a college degree, single mothers, and Black and Latinx mothers. Paid family leave has been linked with improved parents’ and children’s health and wellbeing, including higher rates of breast-feeding and immunizations that extend health benefits for children into their elementary years. Paid family leave has also increase participation in the workforce,

boosting economic growth and improving workers long-term financial security. The program has been shown to increase household income and reduce future chances of poverty.

Existing law establishes the PFL program for up to 8 weeks of wage replacement benefits to workers who take time off work to care for a seriously ill family member or to bond with a minor child within one year of birth or placement. The program is employee-funded through a State Disability Insurance (SDI) payroll deduction. The PFL benefit currently provides Californians 60-70 percent of their wages, up to a maximum amount of weekly benefits that is adjusted on an annual basis. The PFL benefit was extended to 8 weeks as of July 1, 2020.

**Challenge**

Although the program is incredibly successful, PFL is not accessible for many low and middle-income families. Nearly one-third of California’s workers who were eligible for and needed paid leave did not use PFL due to concerns over reduced wages. Even among those who did use PFL, more than a third said they had to use savings set aside for a different purpose, take on debt, put off paying bills, or cut their leave time short in order to do so.

The lack of adequate wage replacement for PFL has created a low utilization rate for working class Californians.

In 2018, 36.5 percent of the 18 million Californians eligible for PFL were workers earning less than \$20,000 annually, but they represented just 16 percent of PFL claims. The utilization rate for workers in the next wage bracket (\$20,000-\$39,999) was three times higher. Further, data from the Employment Development Department (EDD) shows that these workers making less than \$20,000 annually comprise 40% of all workers contributing to the program.

Women of color are often overrepresented in low wage jobs, leaving these populations vulnerable to financial instability and poverty when having a new child or caring for a sick family member. The low utilization rate of working-class families taking paid family leave contributes to larger systemic inequities faced by women of color, in particular. Receiving a partial payment of wages while on leave makes it difficult to afford basic household expenses, especially when families are likely already exacerbated by the added expenses from a newborn or increased medical costs due to an ill family member.

#### **Solution/Recommended Proposal**

Workers should not have to choose between taking time off to care for their families and paying bills. AB 123 would increase wage replacement rates to 90 percent for the 18.7 million Californians covered under the PFL program to make it more accessible for workers. As PFL benefits are not subject to state income taxes, the 90 percent income replacement would allow most lower- and middle-class families to receive an amount similar to their regular take-home pay.

The vast majority of workers in California contribute to the PFL program. AB

123 would address the most significant remaining hurdle that prevents working parents and caregivers from using California's PFL, to which they already contribute, giving working families the financial security they deserve during these critical moments in life. The Department on the Status of Women recommends supporting AB 123.

#### **Departments Impacted & Why**

The Office of Labor Standards Enforcement implements San Francisco's Paid Parental Leave Ordinance and would need to update their rules and benefit calculator to address the difference between what the state provides to employees and the maximum cap in San Francisco.

#### **Fiscal Impact**

The increase to 90 percent wage replacement would cause an anticipated increase in expenditures from the Unemployment Compensation Disability Fund (UCDF), the special fund that pays for State Disability Insurance (SDI) and PFL benefits. Benefits for SDI and PFL are paid from revenues in the UCDF, which in turn is funded through worker contributions. EDD, which administers these programs. In 2019, the fund had expenditures and revenues aligned and reserves were adequate.

#### **Support/Opposition**

Supported by: AB 123 is part of the Stronger California Women's Agenda, a collaborative campaign chaired by Equal Rights Advocates.

Opposed by: None on record

Date Submitted	2/11/2020
Submitting Department	Department of Public Health
Contact Name	Sneha Patil; 415-554-2795
Contact Email	<a href="mailto:Sneha.patil@sfdph.org">Sneha.patil@sfdph.org</a>
Contact Phone	Max Gara; 415-554-2621 <a href="mailto:Maxwell.gara@sfdph.org">Maxwell.gara@sfdph.org</a>
Reviewed and approved by Department Head?	X YES <input type="checkbox"/> NO
Reviewed and approved by Commission?	<input type="checkbox"/> YES <input type="checkbox"/> NO    X N/A

**PROPOSED LEGISLATION**  
**Asm. Chiu; District #17, Democrat**  
**Substance Use Disorder Workforce Expansion**

**Recommended Position**

- |   |   |
|---|---|
| <input type="checkbox"/> SPONSOR            | <input checked="" type="checkbox"/> SUPPORT |
| <input type="checkbox"/> SUPPORT if amended | <input type="checkbox"/> OPPOSE             |
| <input type="checkbox"/> OTHER & Describe   |   |

**Summary**

This proposed legislation from Assemblymember David Chiu aims to expand and diversify the substance use disorder (SUD) workforce by requiring the development of a statewide substance use disorder workforce needs assessment report and increasing educational and training supports for those pursuing careers in SUD-related fields.

**Background/Analysis**

Across California, and in San Francisco, substance use disorder (SUD) issues continue to be a significant concern, with certain populations disproportionately impacted. About 8 percent of Californians, or 2.7 million people, experienced substance use disorder (SUD) issues in the past year. Statewide, overdose deaths are increasing, and in San Francisco there were 699 overdose deaths in San Francisco resulting from all street drugs in 2020. This was a 59 percent increase from 2019. There are significant inequities in these impacts, with overdose death rates four times higher among Black/African Americans than White/Caucasian San Franciscans.

Despite trends indicating increasing need for SUD services, California is facing a substantial shortage of qualified behavioral health professionals. By 2028, there will be 41-50 percent fewer psychiatrists and 11-28 percent fewer psychologists, therapists and social workers than would be needed in the California. San Francisco is also impacted by these shortages, as there is an insufficient number of psychiatrists serving low-income patients. This shortage has placed constraints on the Department's public behavioral health care delivery system.

The State's workforce shortages are compounded by the lack of culturally and racially/ethnically diverse behavioral health providers. In California, mental health and substance use providers are predominately Caucasian, English-only speakers. This presents significant challenges for providing culturally concordant care, especially for SFDPH, as it is the primary source of healthcare and health promotion for low-income communities of color.

**Challenge**

Statewide, there are a multitude of factors contributing to SUD workforce shortages. Some example factors include:

- Retirement: The workforce in the addiction recovery field is older on

average than in other healthcare areas, and is retiring at a greater rate;

- Compassion fatigue: Exhaustion is common among SUD providers, and as a result they transition out of their fields at high rates;
- Low Salaries: The average salary for social workers in the addiction field is \$38,600 compared with \$47,230 in the rest of the healthcare fields (Bureau of Labor Statistic). In San Francisco, this problem is compound by the high cost of living in the City, which makes it difficult to retain all types of behavioral health providers.

Despite these challenges, California presently lacks a statewide strategy with dedicated financial resources to advance and diversify the SUD treatment workforce.

#### **Solution/Recommended Proposal**

The proposed legislation aims to both expand and diversify the substance use disorder workforce. Specifically, the bill would aid the development and implementation of a five-year workforce, education, and training plan through three primary strategies:

1. Provide tuition assistance for vocational, community college, and university education for students studying fields related to behavioral health.
2. Improve the pipeline for new entrants into related SUD-related fields by providing training reimbursements, and fee waivers for tests and certifications.
3. Require the development of a statewide substance use disorder workforce needs assessment report to evaluate the current state of the substance use disorder workforce, determine barriers to entry, and evaluate the states systems for regulating and supporting this workforce.

The SFDPH recently released its 2021-2023 Racial Equity Action Plan. A key goal of the Plan is to recruit and hire a highly engaged workforce that reflects the diverse community it serves. By expanding and diversifying the substance use disorder workforce, the Department will be able to better address the increasing needs of those

with SUD, and more ably serve the City's diverse population.

#### **Departments Impacted & Why**

No other City department would be impacted by the legislation.

#### **Fiscal Impact**

No fiscal analysis on impacts to the State available.

#### **Support / Opposition**

**Sponsors:** CA Council of Community Behavioral Health Agencies, CA Consortium of Addiction Programs and Professionals, CA Association of Alcohol and Drug Program Executives, Inc.